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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/789,218	02/27/2004	Dennis Redman	52067/MEG/B603	9117
	7590 03/23/200 RKER & HALE, LLP	7	EXAMINER	
PO BOX 7068	·		TYLER, STEPHANIE E	
PASADENA, CA 91109-7068			· ART UNIT	PAPER NUMBER
			3754	
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SHORTENED STATUTORY	Y PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE	
3 MON	NTHS	03/23/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

## Diffice Action Summary    10/789,218		Application No.	Applicant(s)			
Stephanie E. Tyler   3754		10/789,218	REDMAN ET AL.			
The MALLING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Experience for them type a evaluate under the positions of 37 CPT 1-130(i). In the event, however, may are by a terinary lifed  If NO period for reply a specified above, the maximum statutory prients will apply and will expire SIX (8) MONTHS from the mailing date of this communication.  Failure to received by the fine of user that here invents after the mailing date of this communication, even if timely filled, may reduce any events glacific than adjustment. Set of 7 CPT 1-7648.  1) □ Responsive to communication(s) filled on 12 January 2007.  2a) □ This action is FINAL.  2b) □ This action is non-final.  3) □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) □ Claim(s) 21-27.32.33.638-40 is/are pending in the application.  4a) □ Claim(s) is/are allowed.  □ Claim(s) is/are allowed.  □ Claim(s) is/are allowed.  □ Claim(s) is/are allowed.  □ Claim(s)	Office Action Summary	Examiner	Art Unit			
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WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensions of time may be available under the provisions of 37 CFR 1.13(a). In or event, however, may a reby be timely filed after SIX (6) MONTHS from the mailing date of this communication.  Failure to reply within the set or contended period for reby will. by statuce, cause the application to become ABANDADE (36 U.S. 5 13).  Any reply received by the Office later than three minins after the mailing date of this communication.  Failure to reply within the set or contended period for reby will. by statuce, cause the application to become ABANDADE (36 U.S. 5 13).  Any reply received by the Office later than three minins after the mailing date of this communication, even if timely filed, may reduce any seamed patient term adjustment. Set S7 CFR 1.70(1b).  Status  1)∑ Responsive to communication(s) filed on 12 January 2007.  2a) This action is FINAL.  2b)∑ This action is non-final.  3)□ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4)∑ Claim(s) 21-27.32.33.63.8-40 is/are pending in the application.  4a) Of the above claim(s) 21-27.32.33 and 36 is/are withdrawn from consideration.  5)□ Claim(s) 38-40 is/are rejected.  7)□ Claim(s) 38-40 is/are rejected.  7)□ Claim(s) 39-40 is/are rejected.  10)□ The specification is objected to by the Examiner.  4pplication Papers  9)□ The specification is objected to by the Examiner.  10)□ The drawing(s) filed on is/are: a)□ accepted or b)□ objected to by the Examiner.  Application Papers  9)□ The proving sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  11)□ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a)□ All b)□ Some * c)□ None of:  1.□ Certified copies of the priority documents have been received.  Attachment(s)  1) Notice of Dr		ears on the cover sheet with the c	orrespondence address			
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## **Detailed Action**

## Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 2. Claims 38-40 are rejected under 35 U.S.C. 102(b) as being anticipated by Speas (3,035,737).

The Speas reference discloses a liquid feed system consisting of at least one liquid dispenser having a manually operable positive displacement pump (9); a collapsible fluid container (21) having an outlet (fig.2)<sup>1</sup> and configured to collapse as soap or lotion therein is pumped from the outlet (fig.2) by the manually operated positive displacement pump (9), the collapsible fluid container (21) located at an elevation lower than the elevation of the at least one liquid dispenser (when the liquid dispenser is in the dispensing position); and at least one line coupling (18), in fluid communication, the outlet (fig.2) of the collapsible fluid container (21) to the at least one soap or lotion dispenser.

Re: claim 39 the outlet (fig.2) of the fluid container (21) is located at a bottom of the fluid container (21).

Re: claim 40 the outlet (fig.2) of the fluid container (21) is located at a lower side portion of the fluid container (21).

<sup>&</sup>lt;sup>1</sup> Please reference Appendix A specified feature(s).

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## Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephanie E. Tyler whose telephone number is 571-272-8059. The examiner can normally be reached on 8:00am-4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kevin Shaver can be reached on 571-272-4720. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

SET

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TECHNOLOGY CENTER 3700

## **APPENDIX A**

LIQUID CONTAINER DISPENSING RACK

